THE HAWAIIAN GAZETTE

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THE ADVERTISER'S SEMI-WEEKLY

The Dollar vs. the Man

instead of criminal cases.

tributing cause it is submitted that giving civil one in these Islands that it is here given in full causes the right of way over criminal cases, excopting some which may involve principles affecting the community at large, is a radically wrong of alcoholic liquors in the Territory of Hawaii, reports the policy.

Some men who have been convicted in the police court appeal for the sole purpose of securing and H. R. 20361, introduced by Delegate Wiesersham, of delay, in the hopes that they may thereby escape Alaska on January 22, 1917. punishment. To these persons the policy of delay is no hardship. It is just what they want,

The community interest requires, however, that these appeals be tried promptly. Otherwise the H. R. 20361 after the same had been amended and perfect law can be, and is, defied with impunity, and prac- ed by the committee. Whereupon, the committee instruct rically nullified.

Another class of cases, however, is where the

The civil causes involve, as a rule, mere dollars and cents—a debt claimed to be overdue; a piece liquors for beverage purposes in the Territory of Hawnii.

The provisions of this bill which may appear as some. interests in joint property, and the like.

To The Advertiser it does not appear that there should be any question of precedence between these average civil suits and the cases which involve human life, liberty or a charge of crime.

As to the first class of cases, it is fundamental that prompt justice and punishment should be nearly as may be in such cases. meted out to the professional criminal, or the law falls into contempt and its breach becomes a matter of course. A man will take a chance on being vote! punished a year from now, who will not do so if he is to be tried on the merits forthwith.

The establishment of the principle of prompt justice is far more vital to the community than is the settling of private property disputes.

As to the second class of cases, "the man should be considered before the dollar!"

Human liberty; personal rights; the thing which makes a man a man instead of a thing, are subjects of the highest privilege, and should take precedence over all others.

The Advertiser believes that the judges of the circuit court should modify the policy of giving precedence to civil causes, and try the criminal cases first, until the calendar is cleared.

"Let the man take precedence over the dollar."

WS received yesterday morning by The Ad-N vertiser of the nomination of Samuel B. by general opinion some time ago. News of their that the people of that splendid Territory may be early saved from the blighting curse of intoxicating liquors. nomination, however, comes as a satisfactory bit of intelligence, the congestion of business in the first circuit courts having become such that it was imperative that the President take action of some kind to fill the vacancy existing and the one soon to be through the retirement of Judge Whitney.

Local interest centers in the nomination of Mr Heen, while it is probable that his appointment to the bench will excite comment throughout two continents, as the elevation of this young man will give the United States its first judge of Chinese blood. To him will go the best wishes of all Hawall, with the hope that his youth and his comparative inexperience will not handicap him in his work on the bench.

Mr. Kemp, whose duties as assistant district attorney in the tederal court have not brought him applied to road repairs, every where but in Honoat all prominently before the public, is highly recommended by those who have had the best opportunity of knowing him and his professional attainments. That he will be given a welcome to the circuit court bench and will have the hearty support of the bar and of the public generally is as- with which to buy Paterson's picture of the Vol- ager of the Sayegusa silk store and G. Nakamura of the Bishop Bank. They surred.

The nomination of Mr. Kemp makes the third elevation to the bench in Hawaii of attorneys who better than precept" seem to be two appropriate have been brought from the mainland as assistants texts from which to preach a sermon in this conin the district attorney's office during the past four nection. years, and two of these nominations have been to the circuit court. This might indicate that the federal district attorney's office is the open door line of the Villista bandits who raided into the through the Organic Act, were it not for the fact United States, stole a hundred head of horses and Shafter. that the supply of Democratic timber for the either carried off or killed at least three American bench is and always has been decidedly scanty.

not likely to be opposed in any material way, will none even rises to ask why. enter upon their new duties as unknown quantities judicially. There are no prejudices in advance against either. Each has a clear field before him and each will be judged solely upon his record on the bench. That both will make good in every way is the sincere wish of The Advertiser.

The hand of Germany is detected in the revolution in Cuba, just as it was apparent in the Mexican border raids, in the blowing up of American a little more of the "community spirit." She re- the child has a cold. That is why all factories and mills, the destruction of American minds us of the man who prayed—"Oh Lord! medical authorities say beware of colds. property in American harbors and the murder Bless me and my wife; my son John and his wife; find nothing better than Chamberlain's was two feet of snow on the deck. This of Americans both at home and abroad. But, as us four and no more!" Wake up Kauai, and re-was overheard on a streetear yesterday; "Vilson member that you are a part of the Territory of to take. For sale by all dealers, Ben-to take. For sale by all dealers, Ben-to take. For sale by all dealers, Ben-

"Bone Dry" Prohibition

I is claimed that one of the chief reasons why THE measure designed by the house commitso far in arrears, is that there has been a vacancy Hawaii is a real prohibition measure, one with in the court during a large part of the past year, wrote the report for the committee and presented during which time the two remaining circuit judg- it in the house, makes this clear. If the bill bees have devoted themselves chiefly to trying civil comes a law, as it probably will at the regular session, Hawaii will be "bone dry." The report of Granting that the vacancy in the office is a con- the committee is of such decided interest to every

The committee on the Territories, having had under consame to the house, with a favorable recommendation.

This bill is a combination of the bills H. B. 16791, in troduced on July 5, 1916, by Mr. Randall, of California,

Bill first and then, in considering the Randall Bill, con-cluded to strike out all in H. B. 16791 after the word in line 4, page 1, down to section 10, page 6 of said bill, and substitute therefore certain provisions of agreed upon to report the same, which is now H. B. 20500. The provisions just referred to are intended to prohibit, persons convicted cannot secure bail, and must re- under certain conditions, any person or combination of main in jail until trial; or, to whom conviction in persons, from importing, receiving, or shipping, or aiding or assisting in importing, receiving, or shipping into the the lower court or the indictment found by the Territory of Hawaii, or from manufacturing, selling, giv grand jury, is an intolerable worry, overshadow- ing away, or attempting to sell, give away, or otherwise ing their entire lives until the case be disposed of, dispose of, or have in their possession any intoxicating liquors within the jurisdiction of said Territory. In other

> what unusual are the conditions which must first be co plied with before this law would become effective.

Your committee feels that they have safeguarded the

securing of these petitions, the passing upon the validity and sufficiency of the same so as to eliminate fraud as The question naturally arises why, if the question of prohibition is to be submitted to the citizens of the Territory

at all, provided for submission by petition rather than by There were various reasons given to the committee both pro and con on this question but we feel that it is sufficient, in explanation of the committee's action in providing for a plebiscite by petition, to say that the uncontradicted state ment to the committee was that there was an understand-

forces in the Territory that the question should be submitted by petition. The original bill covering this subject and containing that provision was first referred to a subcommittee of which the author of this report was made chairman. The question of the wisdom or the reasons for this provisions arose early

ing, tantamount to an agreement, between the opposing

in the consideration of that hill by the subcommittee.

The representatives of the "drys" claimed that there was such an understanding of agreement as above referred to. The Delegate from the Territory not being in Washington at that time cabled the chairman as follows:

"I strongly urge prohibition liquor traffic by petition plebiscite bill,

"KALANIANAOLE." This statement as well as the statement that there was an understanding, practically amounting to an agreement. that this question should be presented to the people of The Judicial Appointments the Territory by petition, was afterwards confirmed by the Delegate, and other interested parties in person before

Your committee desiring to conform as nearly as may be to the wishes of the people of the Territory on this mat-Kemp, as second judge of the first circuit, and of ter but keeping in mind always the best interest of that William H. Heen, as third judge, came as no great best we knew the provisions of the bill and now present surprise, these two attorneys having been selected the same to the house for its careful consideration, hoping

> Mosquitoes are once more singing as they work Moral-look in your gutters and in the back yard for old cans containing stagnant water.

* * * * *

About the surest way for a man not to be appointed to a judgeship in Hawaii is to get the bar association to unanimously recommend him.

When Judge Ashford and Judge Monsarrat get cablegrams) will be suspended. through telling what they know about each other, the community may get some light on why the criminal calendar is a year in arrears.

* * * * "A stitch in time saves nine" is good logic when lareeny. Probation Officer Joe Leal lulu. Here the maxim of the road authorities is "Oh let 'er rip! By and by we'll rebuild the street under the frontage tax law! Hurrah for us!"

Mr. Schnack wants a public subscription started, roni factory, D. Yonekura, general man cano. How much will you lead off with, Mr. S.? will all be accompanied by their fami-"Money makes the mare go," and "example is

Despatches from El Paso laconically announce that there has been no pursuit across the Mexican After the dinner dancing and money citizens. And the nation has become so accus-Both the new judges, whose confirmations are tomed to being humiliated by the Greasers that don, England, arrived in Honolulu on

Kauai objects to the Territory spending any money for roads on the other islands, because she will remain here until March 13, when will get no benefit therefrom. Kauai is perfectly willing however to have the Territory and Uncle Sam also, spend money on Kauai for wharves and lighthouses and breakwaters and judges and other tract the contagious diseases when they things which are of little or no value to any have rolds. one but the people of Kauai. Kauai wants to get diseases that are often contracted when Hawaii and not an independent empire.

BREVITIES

(From Wednesday Advertiser.) The territorial naval militia will march in the military parade on Wash-ington's Birthday. Lieut, Comdr. W. H. Stroud will command.

The advertising committee of the chamber of commerce met yesterday and approved the solicitation of a fund of \$350 for a pool table in the Makiki

A cable message to relatives here re rived yesterday announced the death n San Francisco on Monday of Mrs. Alred Douse and Joseph French Jr., of

F. G. Kirchhoff, city engineer of the water and sewer system, reports that work on the new Maole conduit is progressing favorably. The conduit, when completed, will transport water from the Maole river, and the water shed in that vicinity, to reservoir No. 4.

The fight between the directors on ne side and the officers and organiza tion on the other of the Lusitana Society, which resulted in injunction proedings being instituted last week in the circuit court to restrain the directors from holding a meeting this month The committee considered and perfected the Wickershan has apparently been settled, a discontinuance being filed today.

> Arrangements have been completed or the Pan-Pacific dinner-lunu to be held in the new artistic building on Bishop Square, Saturday, at six o'clock. At five-thirty o'clock the Pan-Pacific arch, designed by Gordon Usborne, and surmounted by the giant group of surf-board riders, will be unveiled, with appropriate, short, ceremonies.

> Under war department authority anuary 25, First Lieut. Richard 7 Taylor, Twenty-fifth Infantry, now at 54th Street and Newton Avenue, New York City, is detailed as assistant musering officer, and will remain at his resent address pending further orders rom these headquarters in connection with muster out of national guard.

A reception for Japanese Consuldeneral R. Moroi, who has been on an anspection trip to Hawaii, will be held at Hilo next Saturday afternoon under the auspices of the Japanese Mer-chants' Association of Hilo, according o a report from that city. Several hundred prominent Americans have been invited to the reception.

(From Thursday Advertiser) Miss Lottie Aitken, of Onkland, who crived on the Wilhelmina Tuesday, is the guest of Mrs. K. Lane, Kinau

Award of the contract to build a lining room in the Oahu Insane Asylum was made yesterday to H. H. Foster on his bid of \$3895.

The question of repealing the present Pederal bankruptcy law will be sub-mitted to the national chamber of commerce by the local chamber.

Dr. Aurelia H. Rhinehardt, president of Mills College for women of Oakland, talked before the students of Punaho Academy yesterday morning.

The board of directors of the cham ber of commerce voted yesterday to recommend to its members that Mon day, the opening day of the Carnival observed as a half holiday.

James Wakefield filed a final account of the estate of A. T. Wakefield in the circuit court yesterday. James Wakefield is the executor of the estate.

The board of directors of the char per of commerce yesterday approved the plans of a volunteer committee for holding an olympiad in Honolulu in June 1918.

Harry H. Hill, of Reno, Nevada, as rived in the Wilhelmina Tuesday to take the position of deputy internal revenue collector under J. F. Haley, inernal revenue collector.

Resignations from the chamber of commerce were accepted vesterday by the board of directors from Robert Anderson and Albert Waterhouse, Two new members were elected. Fred Harrison and James A. Rath.

The Commercial Pacific Cable Com pany under date of February 14 issues he following statement: "Until further notice the deferred service, (night ordinary traffic will be handled as usual.

Joe Perreira and Gabriel Kupaka two boys who escaped from the Wais-lee Industrial school last week are held at the police station charged with petty turned the govs over to the police Mon-This morning they will appear before Judge Monsarrat for trial.

Three local prominent Japanese merchants are returning home on the Shin-yo Maru, February 27. They are R. Niki, proprietor of the Hinode macea-

Major and Mrs. H. H. Sheehan, who arrived in Honolulu on the United States Transport Logan Tuesday, were the guests of honor Wednesday evening at a dinner party given by F. B. Silver wood at the Alexander Young Hotel, were enjoyed on the roof garden. Ms-

Miss May Forbes, of the Society for the Propagation of the Gospel, of Louthe Wilhelmian, Tuesday. This afternoon she will address the local branches of the women's auxiliary of the board of missions 'at St. Clement's parish house at three o'clock. Miss Forbes she will sail for Japan.

BEWARE OF COLDS.

Children are much more likely to con Whooping cough, diphthe-I son, Smith & Co., agents for Hawaii.

(From Wednesday Advertiser.) Harry V. Patten, enshier of the First ank of Hilo, is a visitor in the city. Miss Stella Correa, of 1212 Lunalile Street, is recovering from a recent ill-

Japanese Eleve-Consul K. Fujii who has been transferred to the Japanese consulate at San Francisco, will visit Fujii will go to his new post some time in April. (From Friday Advertiser)

Capt. T. A. Baldwin Jr., was an ar rival by the transport on Tuesday, joining the Second Infantry as senior captain. Mrs. Baldwin was Miss Judd, one of the wealthy Colorado Judd

family Rev. Samuel K. Kamaiopili, assistant astor of Kaumakapili Church, Palama will leave in the Claudine this after soon for Muni and will return in the same steamer to Honolulu on Sunday

norning. Maj. Henry H. Sheen, C. A. C., who as been attached to the quartermaster corps, arrived on the Logan to be assistant to the department quarter master. Major Sheen has been on duty at Llano Grande, Texas.

Wallace Burns and Miss Bernice Maule, of Kalihi, were married last night by Rev. S. K. Kamaiopili, assistnt pastor of Kaumakapili Church, Palama, the witnesses being Erbie Thomas and Miss Violet Maule, sister of the

German-American Clerk Dismissed From Navy Service

George Roenitz, who for nine years was chief clerk to the commandant at the Pearl Harbor naval station, was one of the German-born employes who were discharged last week on orders received from Washington.

Roenitz said yesterday he was unable to understand why he had been discharged, since no charges had been made against bim and Captain Clarke told him that there was nothing whatever against his record. He said that he had been an American citizen since 1899 and that he took out his first papers the day after he arrived in New ork from Germany.

Roenitz also said that he had refused o join the German American Alliance and the Sons of Hermann and had re fused all invitations to go aboard the German vessels interned in Honolulu harbor. Asked what would be his attitude in case the United States went to war with Germany, Roenitz replied he was an American citizen looked upon America as his country and would take up arms in de fense of the United States.

Reports of Five Plantations Show Prosperous Year

Annual reports of five plantation companies made public yesterday all show a prosperous past year and report

bright prospects for the present crop. The companies reporting are Ewa, Waialua, Pacific Sugar Mill, Olowalu and Waimanalo.

Ewa reports a net profit for 1916 of \$1,754,769.50, dividends paid of \$1,300; 000, expenditures for permanent improvements of \$79,490.18, bonuses paid to laborers of \$248,997.67 and balance on hand at the end of the year of \$1, 223,371.10. George F. Renton, manager, reports that there is every pros pect of the estimated yield for 1917 of 31,610 tons of sugar being exceeded. Wainlun reports a net profit for the year of \$1,497,754.41, dividends paid of \$990,000, expenditures for permanent improvements of \$178,501.12, bal-

ance on hand at the end of the year of Pacific Sugar Mill reports a net profit on the 1916 crop of \$195,833.57 dividends paid of \$51,000 and a balance for the year of \$107,026.99. Olowalu reports net profit of \$85,

394.34, dividends paid of \$51,000 and balance for the year of \$135,142.53. Waiamanalo reports net profits for the year of \$294,170.16, dividends paid of \$189,000 and a balance carried for ward of \$390,548,57.

PACIFIC MILL NOTES SOLD LOCALLY AT LOW INTEREST

Indications of the decided local trend towards lower rates of interest on securities of recognized character are seen in the rate secured on a recent issue of notes by the Pacific Sugar Mill. Stockholders of the company were informed at the last meeting that purchasers in the Islands have been found for the issue of not more than \$250,000 of first mortgage two-year notes at five per cent. The notes replace in part an issue of \$500,000 of six per cent bonds which the company has decided to redeem entirely on December 31. The notes, bearing one per cent lower interest rate, have been sold through the agency of the Bishop Trust Company, ... hog 30 + .

YOUNG HONOLULU SAILOR ENJOYS HIS FIRST SNOW

Capt. Max Schlemmer has just received a letter from his young son, Eric, who shipped some time ago at Honotedu on the ship John Enn, saying the vessel was at Union Bay, British For sale by all deulers, Ben- joying it. All on board were well at th & Co., agents for Hawaii.

PERSONALS PRICE OF RUBBER SCORES ADVANCE

Favorable Reports Are Received From Pahang and Tanjong **Olak Plantations**

Quotations for rubber in both the singapore and New York markets ored big advances yesterday, while advices received by the Waterhouse Company, agents for locally owned rubber plantations, indicate a strong market for the product. At the same time F. T. P. Waterhouse, of the Waterhouse Company, was in receipt of reports from the Pahang and the Tanjong Olak rubber plantations giving optimistic statements of conditions.

The new quotation for plantation pale crepe at the Singapore auctions is 66.26 cents a pound, an advance of 5.99 cents a pound over the previous quotation of 60.27 cents. Rubber in New York for the same date soured If cents a pound, from 75 cents to 91

The market is strong in spite of ut avorable conditions, according to Mr Vaterhouse, who reports three factors dominating the situation—inadequate shipping facilities, the difficulty of get-ting permits at Singapore to ship rub-ber to the United States, on account of the shortage of the commodity in England, and the difficulty of getting

exchange on India. The output of Pahang for January was 29,000 pounds against 27,030 pounds for January, 1916. Tanjong Olak produced 21,500 pounds of rubber against 23,261 pounds for January last year. Tanjong Olak's low output is attributed to wintering having started earlier than usual. Reports from both plantations were summarized as fol

"During January, Pahang produced at the rate of 935 pounds of day, and with three days less this month the output should be about 2800 pounds less. The yield of Tanjong Olak is expected to be larger in February than January, despite the short

Trust Company is To Open Department For Mainland Stocks and Bonds

E. W. Sutton, for five years a mem ber of the law firm of Smith, Warren & Sutton, today assumes the position of vice-president and manager of Bish- like "Mac" thinks he can "come op Trust Company, Ltd., succeeding back."
Willard E. Brown, resigned. Coineithat a mainland stock and bond department is to be opened under the direction of R. F. Stever, who has been representing the Western Months. representing the Western Mortgage and Guaranty Company of California in Honolulu.

Mr. Brown remains treasurer and : member of the board of directors of the company and retains his financial interests. He retires from active management planning to spend much of his time on the mainland with Mrs. Brown where their son and daughter are uttending college.

The Bishop Trust Company was re-capitalized three years ago just before Mr. Brown took over the managership and its surplus was distribued among the stockholders. In addition to puy ing regular dividends during the inter vening years it is estimated that the company now has on hand an undivided profit account of \$73,000.

Sugars Score Fractional Gains With Trading Small; Engels Advances

There was a note of strength in the stock market yesterday that caused fractional recoveries of sugar securities throughout the list. Unlisted stocks were not as generally inclined to advance though Engels Copper and Honolulu Oil continued strong. The volume of trading was small but there was an evident tendency for prices to continue firm during the afternoon.

Advances in price were H. C. & S., quarter to 461/2; Oahu, an eighth to 2814: McBryde, three eighths to 10; Pioneer, a quarter to 35; Pahang Rubber, a half to 20. Prices without change were Olan at 14%, Wainlun at 271/4 and Hawaii Consolidated "A" at 8%. Ewa, between boards, declined a quarter to

On the yellow list, Engels advanced five eighths, selling at 7.25, 7.37 1/2 and 7.87%, closing with holders asking eight dollars. Oil advanced another ten cents to 3.70 from last session with 3.75 bid and 3.90 asked. Mineral Products was firm at 90 cents, Montana Bingham at 45 cents and Madera Gold at 29 cents.

cure blind, bleeding, itching or prothe PARIS MEDICINE CO., St. Louis, other transpacing vessels, all of which L. S. A.

JUDGE HATCH AND

Neither Will Be Candidate To Succeed Himself On Board of Supervisors

THREE NEW ASPIRANTS FOR BOARD TOSS HATS IN RING

Henry, McClellan and Petrie Setting Caps For Votes Says City Hall Report

At least two of the members of the resent board of supervisors do not intend to try for reelection, necording to an announcement that was made at the city hall yesterday. Robert Horner and Judge F. M. Hatch have concluded that they will stay out of the fight and let somebody else shoulder the

burden. As stated by The Advertiser yesterday, Horner and Hatch are the weakest members of the board, from the point of vote-getting. Horner's record, in the view of the better element of the community, has not been such as to entitle him to reelection, his recent attempt to have the city go into partnerwith the denizens of the Iwilei red light district having branded him as reactionary and not in sympathy

with the sentiment of the times. Hatch has been a conscientious member of the board, but it is the view of many that he is not sufficiently in touch with "the people," meaning those who fail to see beyond their narrow, personal horizon, and not enough in harmony with their wishes. In this instance Honolulu will lose the services of one of the best informed

men who ever sat in the city council. However, there will be no dearth of candidates, although comparatively few have come out into the yet. Three new ones cropped up yes-terday. William (Hi) Henry, who for many years was high sheriff of the Territory and who is now known as the mayor" of Kaneohe, is one of the

William II. McClellan is another aspirant. He was a member of the pretious board of supervisors and made a good record. He is now a member of the board of harbor commissioners which, however, would not conflict with his being a member of the board of supervisors.

The third man whose candidacy is said to have been announced is Lester Petrie. He was a member of the board of supervisors with McClellan and he,

An echo of a scandal aired in Hone ulu several years ago is brought back here by a passenger on the transport Logan, now in port-Casimir N. Guertin, of the Philippines secret service. The police, and the public generally, have a vivid recollection of the brutal assault made on Mrs. Margaret Claire Beutinger by her husband in the Moana Hotel, in June, 1914.

This resulted at the time in the tem orary imprisonment of Bentinger in he local jail, and further actions of his similar to his Moana outrage were recorded of him across the country, until it resulted in his wife killing him. Inrough a strange fancy of fate Mr.

Guertin, who is completing a round trip

to the States with a bride who was for-

merly Miss Ruby Williams, reached the East at the time Mrs. Beutinger was on trial for her life in Newark. He went there immediately, as he had known and been a witness to the same brutalities of Beutinger towards his wife in Manila as Honolulans became acquainted with here. The defendant recognized him in the courtroom, he was qualified as a witness, and

his evidence so far supported her plea.

of self-defense that she was acquitted of murder and freed by the jury. It does not come to every man on his honeymoon to save a woman, who is morally free of guilt, from the consequences of a technical murder, and Mr. fuertin fully appreciates the unique pportunity. As his honeymoon was opportunity. honeymoon, Mrs. Guertia the rightly feels that she also shares in the

WHEREABOUTS OF CHINA DISCOVERED

distinction.

The Chinese New Year is, the cause of the delay in the schedule of the China Mail liner China, according to information received from the Orient yesterday by the agents, H. Hackfeld & Co. - The vessel arrived at Nagasaki on Tuesday from Hongkong, according to the message, and reports that the vessel is fourteen days late. The Chinese New Year is given as the cause of PILES CURED IN 6 TO 14 DAYS the delay. As the vessel is Chinese PAZO OINTMENT is guaranteed to owned, although sailing under the American flag, it is probable that the holiday, which usually stops all comtrading PILES in 6 to 14 days or mercial machinery in the Celestial Remoney refunded. Manufactured by public, had more effect on her than on